

1 A bill to be entitled
2 An act relating to the Department of Agriculture and
3 Consumer Services; amending s. 472.015, F.S.; waiving
4 the initial land surveying and mapping license fee for
5 certain veterans of the United States Armed Forces,
6 the spouses of such veterans, or a business entity
7 that has a majority ownership held by such a veteran
8 or spouse; amending s. 493.6101, F.S.; revising the
9 definition of the term "recovery agency"; amending s.
10 493.6105, F.S.; requiring that the initial license
11 application for private investigative, private
12 security, and repossession services include payment of
13 fingerprint processing and fingerprint retention fees;
14 amending s. 493.6106, F.S.; deleting a requirement for
15 additional documentation establishing state residency
16 for private investigative, private security, and
17 repossession service licenses; amending s. 493.6108,
18 F.S.; directing the Department of Law Enforcement to
19 retain fingerprints submitted for private
20 investigative, private security, and repossession
21 service licenses, to enter such fingerprints into the
22 statewide automated biometric identification system
23 and the national retained print arrest notification
24 program, and to report any arrest record information
25 to the Department of Agriculture and Consumer
26 Services; directing the Department of Agriculture and

27 | Consumer Services to provide information about an
28 | arrest within the state to the agency that employs the
29 | licensee; amending s. 493.6113, F.S.; requiring a
30 | person holding a private investigative, private
31 | security, or repossession service license issued
32 | before a certain date to submit upon first renewal of
33 | the license a full set of fingerprints and a
34 | fingerprint processing fee to cover the cost of
35 | entering the fingerprints in the statewide automated
36 | biometric identification system; amending ss. 493.6115
37 | and 493.6118, F.S.; conforming cross-references;
38 | amending s. 501.015, F.S.; waiving the initial health
39 | studio registration fee for certain veterans of the
40 | United States Armed Forces, the spouses of such
41 | veterans, or a business entity that has a majority
42 | ownership held by such a veteran or spouse; amending
43 | s. 501.0581, F.S.; transferring enforcement authority
44 | of the Florida Commercial Weight-Loss Practices Act
45 | from the Department of Agriculture and Consumer
46 | Services to the Department of Health; amending s.
47 | 501.0583, F.S.; transferring enforcement authority of
48 | penalties for selling, delivering, bartering,
49 | furnishing, or giving weight-loss pills to persons
50 | under the age of 18 from the Department of Agriculture
51 | and Consumer Services to the Department of Health;
52 | amending s. 501.605, F.S.; prohibiting the use of a

53 mail drop as a street address for the principal
54 location of a commercial telephone seller; amending s.
55 501.607, F.S.; waiving the initial commercial
56 telephone seller license fee for certain veterans of
57 the United States Armed Forces, the spouses of such
58 veterans, or a business entity that has a majority
59 ownership held by such a veteran or spouse; amending
60 s. 507.03, F.S.; waiving the initial registration fee
61 for an intrastate movers license for certain veterans
62 of the United States Armed Forces, the spouses of such
63 veterans, or a business entity that has a majority
64 ownership held by such a veteran or spouse; amending
65 s. 527.02, F.S.; waiving the original liquefied
66 petroleum gas dealer license fee for certain veterans
67 of the United States Armed Forces, the spouses of such
68 veterans, or a business entity that has a majority
69 ownership held by such a veteran or spouse; amending
70 s. 539.001, F.S.; waiving the initial pawnbroker
71 license fee for certain veterans of the United States
72 Armed Forces, the spouses of such veterans, or a
73 business entity that has a majority ownership held by
74 such a veteran or spouse; amending s. 559.904, F.S.;
75 waiving the initial motor vehicle repair shop
76 registration fee for certain veterans of the United
77 States Armed Forces, the spouses of such veterans, or
78 a business entity that has a majority ownership held

79 | by such a veteran or spouse; amending s. 559.928,
80 | F.S.; waiving the initial seller of travel
81 | registration fee for certain veterans of the United
82 | States Armed Forces, the spouses of such veterans, or
83 | a business entity that has a majority ownership held
84 | by such a veteran or spouse; creating s. 570.695,
85 | F.S.; authorizing the department to issue Florida
86 | veteran identification cards; providing eligibility,
87 | application, and fee requirements; requiring that fee
88 | proceeds be deposited into the Division of Licensing
89 | Trust Fund; providing an appropriation and authorizing
90 | a position; amending s. 616.242, F.S.; deleting an
91 | obsolete provision allowing fair owners to post a bond
92 | rather than carry a certificate of insurance;
93 | exempting water-related amusement rides operated by
94 | lodging and food service establishments and membership
95 | campgrounds, amusement rides at private, membership-
96 | only facilities, and nonprofit permanent facilities
97 | from certain safety standards; authorizing owners or
98 | managers of amusement rides to use alternate forms to
99 | record employee training and ride inspections;
100 | amending s. 790.06, F.S.; requiring firearm course
101 | instructors to maintain records attesting to the use
102 | of live fire with specified firearms and ammunition by
103 | students in his or her physical presence; revising the
104 | initial and renewal fees for a concealed weapon or

105 | firearm license; authorizing notice of the suspension
106 | or revocation of a concealed weapon or firearm license
107 | or the suspension of the processing of an application
108 | for such license to be given by first-class mail or e-
109 | mail if personal delivery or delivery by certified
110 | mail is ineffective; requiring concealed weapon or
111 | firearm license renewals to include an affidavit
112 | submitted under oath and under penalty of perjury;
113 | amending s. 790.0625, F.S.; authorizing certain tax
114 | collector offices, upon approval and confirmation of
115 | license issuance by the Department of Agriculture and
116 | Consumer Services, to print and deliver concealed
117 | weapon or firearm licenses; creating s. 849.095, F.S.;
118 | providing legislative findings regarding random
119 | drawings for sporting event tickets; providing
120 | definitions; providing for ticket distribution
121 | programs; exempting participation in or the conduct of
122 | such programs from the regulation of gambling under
123 | chapter 849, F.S.; providing that violations
124 | constitute a deceptive and unfair trade practice;
125 | providing an effective date.

126

127 | Be It Enacted by the Legislature of the State of Florida:

128

129 | Section 1. Subsection (3) of section 472.015, Florida
130 | Statutes, is amended to read:

131 472.015 Licensure.—

132 (3) (a) Before the issuance of any license, the department
133 may charge an initial license fee as determined by rule of the
134 board. Upon receipt of the appropriate license fee, except as
135 provided in subsection (6), the department shall issue a license
136 to any person certified by the board, or its designee, as having
137 met the applicable requirements imposed by law or rule. However,
138 an applicant who is not otherwise qualified for licensure is not
139 entitled to licensure solely based on a passing score on a
140 required examination.

141 (b) The department shall waive the initial license fee for
142 an honorably discharged veteran of the United States Armed
143 Forces, the spouse of such a veteran, or a business entity that
144 has a majority ownership held by such a veteran or spouse if the
145 department receives an application, in a format prescribed by
146 the department, within 60 months after the date of the veteran's
147 discharge from any branch of the United States Armed Forces. To
148 qualify for the waiver, a veteran must provide to the department
149 a copy of his or her DD Form 214 or NGB Form 22; the spouse of a
150 veteran must provide to the department a copy of the veteran's
151 DD Form 214 or NGB Form 22 and a copy of a valid marriage
152 license or certificate verifying that he or she was lawfully
153 married to the veteran at the time of discharge; or a business
154 entity must provide to the department proof that a veteran or
155 the spouse of a veteran holds a majority ownership in the
156 business, a copy of the veteran's DD Form 214 or NGB Form 22,

157 and, if applicable, a copy of a valid marriage license or
158 certificate verifying that the spouse of the veteran was
159 lawfully married to the veteran at the time of discharge.

160 Section 2. Subsection (20) of section 493.6101, Florida
161 Statutes, is amended to read:

162 493.6101 Definitions.—

163 (20) "Recovery agency" means any person who, for
164 consideration, advertises as providing or is engaged in the
165 business of performing repossessions. The term does not include
166 a person who does not directly perform repossessions and who,
167 pursuant to a contract with a bank, bank holding company, credit
168 union, or small loan company operating pursuant to chapters 516
169 and 520, contracts with a licensed recovery agency or a licensed
170 recovery agent for the performance of repossessions by such
171 agency or agent, if such person includes a disclaimer in all
172 advertisements appearing in this state. Such disclaimer must
173 state that the person does not directly perform any
174 repossessions, but contracts with licensed recovery agents or
175 agencies.

176 Section 3. Paragraph (j) of subsection (3) of section
177 493.6105, Florida Statutes, is amended to read:

178 493.6105 Initial application for license.—

179 (3) The application must contain the following information
180 concerning the individual signing the application:

181 (j) A full set of fingerprints, a fingerprint processing
182 fee, and a fingerprint retention fee to cover the cost of

183 retaining the fingerprints in the statewide automated biometric
 184 identification system pursuant to s. 493.6108(2) (a) and the cost
 185 of enrolling the fingerprints in the national retained print
 186 arrest notification program when the program is operational and
 187 the Department of Law Enforcement begins participation. The
 188 fingerprint processing and retention fees shall ~~to~~ be
 189 established by rule of the department based upon costs
 190 determined by state and federal agency charges and department
 191 processing costs. An applicant who has, ~~within the immediately~~
 192 ~~preceding 6 months,~~ submitted such fingerprints and fees ~~fee~~ for
 193 licensing purposes under this chapter and who still holds a
 194 valid license is not required to submit another set of
 195 fingerprints or another fingerprint processing fee. An applicant
 196 who holds multiple licenses issued under this chapter is
 197 required to pay only a single fingerprint retention fee.

198 Section 4. Paragraph (f) of subsection (1) of section
 199 493.6106, Florida Statutes, is amended to read:

200 493.6106 License requirements; posting.—

201 (1) Each individual licensed by the department must:

202 (f) Be a citizen or permanent legal resident alien of the
 203 United States or have appropriate authorization issued by the
 204 United States Citizenship and Immigration Services of the United
 205 States Department of Homeland Security.

206 1. An applicant for a Class "C," Class "CC," Class "D,"
 207 Class "DI," Class "E," Class "EE," Class "M," Class "MA," Class
 208 "MB," Class "MR," or Class "RI" license who is not a United

209 States citizen must submit proof of current employment
 210 authorization issued by the United States Citizenship and
 211 Immigration Services or proof that she or he is deemed a
 212 permanent legal resident alien by the United States Citizenship
 213 and Immigration Services.

214 2. An applicant for a Class "G" or Class "K" license who
 215 is not a United States citizen must submit proof that she or he
 216 is deemed a permanent legal resident alien by the United States
 217 Citizenship and Immigration Services, ~~together with additional~~
 218 ~~documentation establishing that she or he has resided in the~~
 219 ~~state of residence shown on the application for at least 90~~
 220 ~~consecutive days before the date that the application is~~
 221 ~~submitted.~~

222 3. An applicant for an agency or school license who is not
 223 a United States citizen or permanent legal resident alien must
 224 submit documentation issued by the United States Citizenship and
 225 Immigration Services stating that she or he is lawfully in the
 226 United States and is authorized to own and operate the type of
 227 agency or school for which she or he is applying. An employment
 228 authorization card issued by the United States Citizenship and
 229 Immigration Services is not sufficient documentation.

230 Section 5. Subsections (2) and (3) of section 493.6108,
 231 Florida Statutes, are renumbered as subsections (3) and (4),
 232 respectively, and a new subsection (2) is added to that section,
 233 to read:

234 493.6108 Investigation of applicants by Department of

235 Agriculture and Consumer Services.—

236 (2) (a) The Department of Law Enforcement shall retain and
237 enter into the statewide automated biometric identification
238 system authorized under s. 943.05 all fingerprints submitted to
239 the department pursuant to this chapter. The Department of Law
240 Enforcement shall enroll such fingerprints in the national
241 retained print arrest notification program when the program is
242 operational and the Department of Law Enforcement begins
243 participation. Thereafter, the fingerprints shall be available
244 for arrest notifications required by paragraph (b) and all
245 purposes and uses authorized for arrest fingerprints entered
246 into the statewide automated biometric identification system.

247 (b) The Department of Law Enforcement shall search all
248 arrest fingerprints against fingerprints retained pursuant to
249 paragraph (a) and report any arrest record identified by the
250 Department of Law Enforcement or the Federal Bureau of
251 Investigation to the department. If the department receives
252 information about an arrest within the state of a person who
253 holds a valid license issued under this chapter for a crime that
254 could potentially disqualify the person from holding such a
255 license, the department shall provide the arrest information to
256 the agency that employs the licensee.

257 Section 6. Subsection (3) of section 493.6113, Florida
258 Statutes, is amended to read:

259 493.6113 Renewal application for licensure.—

260 (3) (a) Each licensee is responsible for renewing his or

261 her license on or before its expiration by filing with the
 262 department an application for renewal accompanied by payment of
 263 the renewal fee and the fingerprint retention fee to cover the
 264 cost of ongoing retention in the statewide automated biometric
 265 identification system ~~prescribed license fee.~~

266 (b) In addition to the fees specified in paragraph (a), a
 267 person holding a valid license issued under this chapter before
 268 January 1, 2016, must submit upon first renewal of the license a
 269 full set of fingerprints and a fingerprint processing fee to
 270 cover the cost of entering the fingerprints into the statewide
 271 automated biometric identification system pursuant to s.
 272 493.6108(2) (a). Subsequent renewals may be completed without
 273 submission of a set of fingerprints.

274 (c) ~~(a)~~ Each Class "B" licensee shall additionally submit
 275 on a form prescribed by the department a certification of
 276 insurance that evidences that the licensee maintains coverage as
 277 required under s. 493.6110.

278 (d) ~~(b)~~ Each Class "G" licensee shall additionally submit
 279 proof that he or she has received during each year of the
 280 license period a minimum of 4 hours of firearms recertification
 281 training taught by a Class "K" licensee and has complied with
 282 such other health and training requirements that the department
 283 shall adopt by rule. Proof of completion of firearms
 284 recertification training shall be submitted to the department
 285 upon completion of the training. If the licensee fails to
 286 complete the required 4 hours of annual training during the

287 first year of the 2-year term of the license, the license shall
288 be automatically suspended. The licensee must complete the
289 minimum number of hours of range and classroom training required
290 at the time of initial licensure and submit proof of completion
291 of such training to the department before the license may be
292 reinstated. If the licensee fails to complete the required 4
293 hours of annual training during the second year of the 2-year
294 term of the license, the licensee must complete the minimum
295 number of hours of range and classroom training required at the
296 time of initial licensure and submit proof of completion of such
297 training to the department before the license may be renewed.
298 The department may waive the firearms training requirement if:
299 1. The applicant provides proof that he or she is
300 currently certified as a law enforcement officer or correctional
301 officer under the Criminal Justice Standards and Training
302 Commission and has completed law enforcement firearms
303 requalification training annually during the previous 2 years of
304 the licensure period;
305 2. The applicant provides proof that he or she is
306 currently certified as a federal law enforcement officer and has
307 received law enforcement firearms training administered by a
308 federal law enforcement agency annually during the previous 2
309 years of the licensure period; or
310 3. The applicant submits a valid firearm certificate among
311 those specified in s. 493.6105(6) (a) and provides proof of
312 having completed requalification training during the previous 2

313 years of the licensure period.

314 (e)~~(e)~~ Each Class "DS" or Class "RS" licensee shall
315 additionally submit the current curriculum, examination, and
316 list of instructors.

317 (f)~~(d)~~ Each Class "K" licensee shall additionally submit
318 one of the certificates specified under s. 493.6105(6) as proof
319 that he or she remains certified to provide firearms
320 instruction.

321 Section 7. Subsection (6) of section 493.6115, Florida
322 Statutes, is amended to read:

323 493.6115 Weapons and firearms.—

324 (6) In addition to any other firearm approved by the
325 department, a licensee who has been issued a Class "G" license
326 may carry a .38 caliber revolver; or a .380 caliber or 9
327 millimeter semiautomatic pistol; or a .357 caliber revolver with
328 .38 caliber ammunition only; or a .40 caliber handgun; or a .45
329 ACP handgun while performing duties authorized under this
330 chapter. A licensee may not carry more than two firearms upon
331 her or his person when performing her or his duties. A licensee
332 may only carry a firearm of the specific type and caliber with
333 which she or he is qualified pursuant to the firearms training
334 referenced in subsection (8) or s. 493.6113(3)(d)
335 ~~493.6113(3)(b)~~.

336 Section 8. Paragraph (u) of subsection (1) of section
337 493.6118, Florida Statutes, is amended to read:

338 493.6118 Grounds for disciplinary action.—

339 (1) The following constitute grounds for which
 340 disciplinary action specified in subsection (2) may be taken by
 341 the department against any licensee, agency, or applicant
 342 regulated by this chapter, or any unlicensed person engaged in
 343 activities regulated under this chapter.

344 (u) For a Class "G" licensee, failing to timely complete
 345 recertification training as required in s. 493.6113(3)(d)
 346 ~~493.6113(3)(b)~~.

347 Section 9. Subsection (2) of section 501.015, Florida
 348 Statutes, is amended to read:

349 501.015 Health studios; registration requirements and
 350 fees.—Each health studio shall:

351 (2) Remit an annual registration fee of \$300 to the
 352 department at the time of registration for each of the health
 353 studio's business locations. The department shall waive the
 354 initial registration fee for an honorably discharged veteran of
 355 the United States Armed Forces, the spouse of such a veteran, or
 356 a business entity that has a majority ownership held by such a
 357 veteran or spouse if the department receives an application, in
 358 a format prescribed by the department, within 60 months after
 359 the date of the veteran's discharge from any branch of the
 360 United States Armed Forces. To qualify for the waiver, a veteran
 361 must provide to the department a copy of his or her DD Form 214
 362 or NGB Form 22; the spouse of a veteran must provide to the
 363 department a copy of the veteran's DD Form 214 or NGB Form 22
 364 and a copy of a valid marriage license or certificate verifying

365 that he or she was lawfully married to the veteran at the time
366 of discharge; or a business entity must provide to the
367 department proof that a veteran or the spouse of a veteran holds
368 a majority ownership in the business, a copy of the veteran's DD
369 Form 214 or NGB Form 22, and, if applicable, a copy of a valid
370 marriage license or certificate verifying that the spouse of the
371 veteran was lawfully married to the veteran at the time of
372 discharge.

373 Section 10. Subsections (1) and (2) of section 501.0581,
374 Florida Statutes, are amended to read:

375 501.0581 Commercial Weight-Loss Practices Act; civil
376 remedies.—

377 (1) The Department of Health ~~Agriculture and Consumer~~
378 ~~Services~~ may bring a civil action in circuit court for temporary
379 or permanent injunctive relief to enforce ~~the provisions of~~ this
380 act and may seek other appropriate civil relief, including a
381 civil penalty not to exceed \$5,000 for each violation, for
382 restitution and damages for injured customers, court costs, and
383 reasonable attorney ~~attorney's~~ fees.

384 (2) The Department of Health ~~Agriculture and Consumer~~
385 ~~Services~~ may terminate any investigation or action upon
386 agreement by the offender to pay a stipulated civil penalty,
387 make restitution or pay damages to customers, or satisfy any
388 other relief authorized herein and requested by the department.

389 Section 11. Subsection (3) of section 501.0583, Florida
390 Statutes, is amended to read:

391 501.0583 Selling, delivering, bartering, furnishing, or
 392 giving weight-loss pills to persons under age 18; penalties;
 393 defense.—

394 (3) A first violation of subsection (2) or this subsection
 395 is punishable by a fine of \$100. A second violation of
 396 subsection (2) or this subsection is punishable by a fine of
 397 \$250. A third violation of subsection (2) or this subsection is
 398 punishable by a fine of \$500. A fourth or subsequent violation
 399 of subsection (2) or this subsection is punishable by a fine as
 400 determined by the Department of Health ~~Agriculture and Consumer~~
 401 ~~Services~~, not to exceed \$1,000.

402 Section 12. Paragraph (j) of subsection (2) and paragraph
 403 (b) of subsection (5) of section 501.605, Florida Statutes, are
 404 amended to read:

405 501.605 Licensure of commercial telephone sellers.—

406 (2) An applicant for a license as a commercial telephone
 407 seller must submit to the department, in such form as it
 408 prescribes, a written application for the license. The
 409 application must set forth the following information:

410 (j) The complete street address of each location,
 411 designating the principal location, from which the applicant
 412 will be doing business. The street address may not be ~~If any~~
 413 ~~location is a mail drop, this shall be disclosed as such.~~

414
 415 The application shall be accompanied by a copy of any: Script,
 416 outline, or presentation the applicant will require or suggest a

417 salesperson to use when soliciting, or, if no such document is
418 used, a statement to that effect; sales information or
419 literature to be provided by the applicant to a salesperson; and
420 sales information or literature to be provided by the applicant
421 to a purchaser in connection with any solicitation.

422 (5) An application filed pursuant to this part must be
423 verified and accompanied by:

424 (b) A fee for licensing in the amount of \$1,500. The fee
425 shall be deposited into the General Inspection Trust Fund. The
426 department shall waive the initial licensing fee for an
427 honorably discharged veteran of the United States Armed Forces,
428 the spouse of such a veteran, or a business entity that has a
429 majority ownership held by such a veteran or spouse if the
430 department receives an application, in a format prescribed by
431 the department, within 60 months after the date of the veteran's
432 discharge from any branch of the United States Armed Forces. To
433 qualify for the waiver, a veteran must provide to the department
434 a copy of his or her DD Form 214 or NGB Form 22; the spouse of a
435 veteran must provide to the department a copy of the veteran's
436 DD Form 214 or NGB Form 22 and a copy of a valid marriage
437 license or certificate verifying that he or she was lawfully
438 married to the veteran at the time of discharge; or a business
439 entity must provide to the department proof that a veteran or
440 the spouse of a veteran holds a majority ownership in the
441 business, a copy of the veteran's DD Form 214 or NGB Form 22,
442 and, if applicable, a copy of a valid marriage license or

443 certificate verifying that the spouse of the veteran was
444 lawfully married to the veteran at the time of discharge.

445 Section 13. Paragraph (b) of subsection (2) of section
446 501.607, Florida Statutes, is amended to read:

447 501.607 Licensure of salespersons.—

448 (2) An application filed pursuant to this section must be
449 verified and be accompanied by:

450 (b) A fee for licensing in the amount of \$50 per
451 salesperson. The fee shall be deposited into the General
452 Inspection Trust Fund. The fee for licensing may be paid after
453 the application is filed, but must be paid within 14 days after
454 the applicant begins work as a salesperson. The department shall
455 waive the initial licensing fee for an honorably discharged
456 veteran of the United States Armed Forces, the spouse of such a
457 veteran, or a business entity that has a majority ownership held
458 by such a veteran or spouse if the department receives an
459 application, in a format prescribed by the department, within 60
460 months after the date of the veteran's discharge from any branch
461 of the United States Armed Forces. To qualify for the waiver, a
462 veteran must provide to the department a copy of his or her DD
463 Form 214 or NGB Form 22; the spouse of a veteran must provide to
464 the department a copy of the veteran's DD Form 214 or NGB Form
465 22 and a copy of a valid marriage license or certificate
466 verifying that he or she was lawfully married to the veteran at
467 the time of discharge; or a business entity must provide to the
468 department proof that a veteran or the spouse of a veteran holds

469 a majority ownership in the business, a copy of the veteran's DD
470 Form 214 or NGB Form 22, and, if applicable, a copy of a valid
471 marriage license or certificate verifying that the spouse of the
472 veteran was lawfully married to the veteran at the time of
473 discharge.

474 Section 14. Subsection (3) of section 507.03, Florida
475 Statutes, is amended to read:

476 507.03 Registration.—

477 (3) (a) Registration fees shall be calculated at the rate
478 of \$300 per year per mover or moving broker. All amounts
479 collected shall be deposited by the Chief Financial Officer to
480 the credit of the General Inspection Trust Fund of the
481 department for the sole purpose of administration of this
482 chapter.

483 (b) The department shall waive the initial registration
484 fee for an honorably discharged veteran of the United States
485 Armed Forces, the spouse of such a veteran, or a business entity
486 that has a majority ownership held by such a veteran or spouse
487 if the department receives an application, in a format
488 prescribed by the department, within 60 months after the date of
489 the veteran's discharge from any branch of the United States
490 Armed Forces. To qualify for the waiver, a veteran must provide
491 to the department a copy of his or her DD Form 214 or NGB Form
492 22; the spouse of a veteran must provide to the department a
493 copy of the veteran's DD Form 214 or NGB Form 22 and a copy of a
494 valid marriage license or certificate verifying that he or she

495 was lawfully married to the veteran at the time of discharge; or
 496 a business entity must provide to the department proof that a
 497 veteran or the spouse of a veteran holds a majority ownership in
 498 the business, a copy of the veteran's DD Form 214 or NGB Form
 499 22, and, if applicable, a copy of a valid marriage license or
 500 certificate verifying that the spouse of the veteran was
 501 lawfully married to the veteran at the time of discharge.

502 Section 15. Subsection (3) of section 527.02, Florida
 503 Statutes, is amended to read:

504 527.02 License; penalty; fees.—

505 (3) (a) An ~~Any~~ applicant for an original license who
 506 submits an ~~whose~~ application ~~is submitted~~ during the last 6
 507 months of the license year may have the original license fee
 508 reduced by one-half for the 6-month period. This provision
 509 applies ~~shall apply~~ only to those companies applying for an
 510 original license and may ~~shall~~ not be applied to licensees who
 511 held a license during the previous license year and failed to
 512 renew the license. The department may refuse to issue an initial
 513 license to an ~~any~~ applicant who is under investigation in any
 514 jurisdiction for an action that would constitute a violation of
 515 this chapter until such time as the investigation is complete.

516 (b) The department shall waive the original license fee
 517 for an honorably discharged veteran of the United States Armed
 518 Forces, the spouse of such a veteran, or a business entity that
 519 has a majority ownership held by such a veteran or spouse if the
 520 department receives an application, in a format prescribed by

521 the department, within 60 months after the date of the veteran's
522 discharge from any branch of the United States Armed Forces. To
523 qualify for the waiver, a veteran must provide to the department
524 a copy of his or her DD Form 214 or NGB Form 22; the spouse of a
525 veteran must provide to the department a copy of the veteran's
526 DD Form 214 or NGB Form 22 and a copy of a valid marriage
527 license or certificate verifying that he or she was lawfully
528 married to the veteran at the time of discharge; or a business
529 entity must provide to the department proof that a veteran or
530 the spouse of a veteran holds a majority ownership in the
531 business, a copy of the veteran's DD Form 214 or NGB Form 22,
532 and, if applicable, a copy of a valid marriage license or
533 certificate verifying that the spouse of the veteran was
534 lawfully married to the veteran at the time of discharge.

535 Section 16. Paragraph (c) of subsection (3) of section
536 539.001, Florida Statutes, is amended to read:

537 539.001 The Florida Pawnbroking Act.—

538 (3) LICENSE REQUIRED.—

539 (c) Each license is valid for a period of 1 year unless it
540 is earlier relinquished, suspended, or revoked. Each license
541 shall be renewed annually, and each licensee shall, initially
542 and annually thereafter, pay to the agency a license fee of \$300
543 for each license held. The agency shall waive the initial
544 license fee for an honorably discharged veteran of the United
545 States Armed Forces, the spouse of such a veteran, or a business
546 entity that has a majority ownership held by such a veteran or

547 spouse if the agency receives an application, in a format
548 prescribed by the agency, within 60 months after the date of the
549 veteran's discharge from any branch of the United States Armed
550 Forces. To qualify for the waiver, a veteran must provide to the
551 agency a copy of his or her DD Form 214 or NGB Form 22; the
552 spouse of a veteran must provide to the agency a copy of the
553 veteran's DD Form 214 or NGB Form 22 and a copy of a valid
554 marriage license or certificate verifying that he or she was
555 lawfully married to the veteran at the time of discharge; or a
556 business entity must provide to the agency proof that a veteran
557 or the spouse of a veteran holds a majority ownership in the
558 business, a copy of the veteran's DD Form 214 or NGB Form 22,
559 and, if applicable, a copy of a valid marriage license or
560 certificate verifying that the spouse of the veteran was
561 lawfully married to the veteran at the time of discharge.

562 Section 17. Subsection (3) of section 559.904, Florida
563 Statutes, is amended to read:

564 559.904 Motor vehicle repair shop registration;
565 application; exemption.—

566 (3) (a) Each application for registration must be
567 accompanied by a registration fee calculated on a per-year basis
568 as follows:

569 1. (a) If the place of business has 1 to 5 employees: \$50.

570 2. (b) If the place of business has 6 to 10 employees:
571 \$150.

572 3. (c) If the place of business has 11 or more employees:

573 | \$300.

574 | (b) The department shall waive the initial registration
575 | fee for an honorably discharged veteran of the United States
576 | Armed Forces, the spouse of such a veteran, or a business entity
577 | that has a majority ownership held by such a veteran or spouse
578 | if the department receives an application, in a format
579 | prescribed by the department, within 60 months after the date of
580 | the veteran's discharge from any branch of the United States
581 | Armed Forces. To qualify for the waiver, a veteran must provide
582 | to the department a copy of his or her DD Form 214 or NGB Form
583 | 22; the spouse of a veteran must provide to the department a
584 | copy of the veteran's DD Form 214 or NGB Form 22 and a copy of a
585 | valid marriage license or certificate verifying that he or she
586 | was lawfully married to the veteran at the time of discharge; or
587 | a business entity must provide to the department proof that a
588 | veteran or the spouse of a veteran holds a majority ownership in
589 | the business, a copy of the veteran's DD Form 214 or NGB Form
590 | 22, and, if applicable, a copy of a valid marriage license or
591 | certificate verifying that the spouse of the veteran was
592 | lawfully married to the veteran at the time of discharge.

593 | Section 18. Paragraph (c) is added to subsection (2) of
594 | section 559.928, Florida Statutes, to read:

595 | 559.928 Registration.—

596 | (2)

597 | (c) The department shall waive the initial registration
598 | fee for an honorably discharged veteran of the United States

599 Armed Forces, the spouse of such a veteran, or a business entity
 600 that has a majority ownership held by such a veteran or spouse
 601 if the department receives an application, in a format
 602 prescribed by the department, within 60 months after the date of
 603 the veteran's discharge from any branch of the United States
 604 Armed Forces. To qualify for the waiver, a veteran must provide
 605 to the department a copy of his or her DD Form 214 or NGB Form
 606 22; the spouse of a veteran must provide to the department a
 607 copy of the veteran's DD Form 214 or NGB Form 22 and a copy of a
 608 valid marriage license or certificate verifying that he or she
 609 was lawfully married to the veteran at the time of discharge; or
 610 the business entity must provide to the department proof that a
 611 veteran or the spouse of a veteran holds a majority ownership in
 612 the business, a copy of the veteran's DD Form 214 or NGB Form
 613 22, and, if applicable, a copy of a valid marriage license or
 614 certificate verifying that the spouse of the veteran was
 615 lawfully married to the veteran at the time of discharge.

616 Section 19. Section 570.695, Florida Statutes, is created
 617 to read:

618 570.695 Florida veteran identification card.—

619 (1) Beginning January 1, 2016, the department may issue
 620 Florida veteran identification cards. Each card must bear a
 621 color photograph of the cardholder for verification purposes.

622 (2) The department shall issue a Florida veteran
 623 identification card to any applicant who:

624 (a) Is a veteran as defined in s. 1.01(14);

625 (b) Resides in this state;
 626 (c) Submits a completed application provided by the
 627 department with accompanying documents; and
 628 (d) Pays the application fee.
 629 (3) The information to be included on the application is
 630 limited to the following:
 631 (a) Full name, including first, middle or maiden, and last
 632 names;
 633 (b) Mailing address;
 634 (c) Branch of service;
 635 (d) Optional contact telephone number or e-mail address;
 636 and
 637 (e) Florida residency statement.
 638 (4) The applicant shall submit the following documents to
 639 the department:
 640 (a) A completed application signed and verified by the
 641 applicant under oath as provided in s. 92.525(2);
 642 (b) A copy of the applicant's DD Form 214, DD Form 256, or
 643 WD AGO Form issued by the United States Department of Defense
 644 which displays the applicant's discharge status. Alternatively,
 645 the applicant may provide a copy of his or her valid Florida
 646 driver license bearing a capital "V" or "Veteran" designation;
 647 and
 648 (c) A fullface color photograph of the applicant taken
 649 within the preceding 90 days in which the head, including hair,
 650 measures 7/8 inches wide and 1-1/8 inches high.

651 (5) The applicant shall submit a fee of \$15 to cover the
652 cost of issuing the identification card, with any balance
653 distributed to Friends of Florida State Forests, Inc., for the
654 sole purpose of supporting the Operation Outdoor Freedom
655 Program.

656 (6) Upon receipt of the fee and the documents listed in
657 subsection (4), the department shall:

658 (a) Issue the Florida veteran identification card; or

659 (b) Return the application as incomplete and allow the
660 applicant to resubmit it. The application fee shall be refunded
661 to an applicant who requests a refund based on the inability to
662 provide a completed application. The department's determination
663 that an application is incomplete is exempt from chapter 120.

664 (7) A Florida veteran identification card does not expire.
665 If the card is lost, a replacement card shall be issued if the
666 applicant meets the requirements of this section.

667 (8) All moneys collected pursuant to this section shall be
668 deposited into the Division of Licensing Trust Fund.
669 Notwithstanding s. 493.6117, moneys collected pursuant to this
670 section shall not revert to the General Revenue Fund. However,
671 this does not abrogate the requirement for payment of the
672 service charge imposed pursuant to chapter 215.

673 Section 20. For the 2015-2016 fiscal year, the sums of
674 \$114,018 in recurring funds and \$140,282 in nonrecurring funds
675 are appropriated from the Division of Licensing Trust Fund to
676 the Department of Agriculture and Consumer Services, and one

677 full-time equivalent position with associated salary rate of
678 31,109 is authorized, to implement s. 570.695, Florida Statutes,
679 as created by this act.

680 Section 21. Paragraph (b) of subsection (5), paragraph (a)
681 of subsection (10), and subsections (15) and (16) of section
682 616.242, Florida Statutes, are amended to read:

683 616.242 Safety standards for amusement rides.—

684 (5) ANNUAL PERMIT.—

685 (b) To apply for an annual permit, a owner must submit to
686 the department a written application on a form prescribed by
687 rule of the department, which must include the following:

688 1. The legal name, address, and primary place of business
689 of the owner.

690 2. A description, manufacturer's name, serial number,
691 model number and, if previously assigned, the United States
692 Amusement Identification Number of the amusement ride.

693 3. A valid certificate of insurance ~~or bond~~ for each
694 amusement ride.

695 4. An affidavit of compliance that the amusement ride was
696 inspected in person by the affiant and that the amusement ride
697 is in general conformance with the requirements of this section
698 and all applicable rules adopted by the department. The
699 affidavit must be executed by a professional engineer or a
700 qualified inspector at least ~~no earlier than~~ 60 days before, but
701 not later than, the date ~~of the filing of~~ the application is
702 filed with the department. The owner shall request inspection

703 and permitting of the amusement ride within 60 days after ~~of~~ the
704 date ~~of filing~~ the application is filed with the department. The
705 department shall inspect and permit the amusement ride within 60
706 days after the date ~~filing~~ the application is filed with the
707 department.

708 5. If required by subsection (6), an affidavit of
709 nondestructive testing dated and executed at least ~~no earlier~~
710 ~~than~~ 60 days before ~~prior to~~, but not later than, the date ~~of~~
711 ~~the filing of~~ the application is filed with the department. The
712 owner shall request inspection and permitting of the amusement
713 ride within 60 days after ~~of~~ the date ~~of filing~~ the application
714 is filed with the department. The department shall inspect and
715 permit the amusement ride within 60 days after the date ~~filing~~
716 the application is filed with the department.

717 6. A request for inspection.

718 7. Upon request, the owner shall, at no cost to the
719 department, provide the department a copy of the manufacturer's
720 current recommended operating instructions in the possession of
721 the owner, the owner's operating fact sheet, and any written
722 bulletins in the possession of the owner concerning the safety,
723 operation, or maintenance of the amusement ride.

724 (10) EXEMPTIONS.—

725 (a) This section does not apply to:

726 1. Permanent facilities that employ at least 1,000 full-
727 time employees and that maintain full-time, in-house safety
728 inspectors. Furthermore, the permanent facilities must file an

729 affidavit of the annual inspection with the department, on a
730 form prescribed by rule of the department. Additionally, the
731 Department of Agriculture and Consumer Services may consult
732 annually with the permanent facilities regarding industry safety
733 programs.

734 2. Any playground operated by a school, local government,
735 or business licensed under chapter 509, if the playground is an
736 incidental amenity and the operating entity is not primarily
737 engaged in providing amusement, pleasure, thrills, or
738 excitement.

739 3. Museums or other institutions principally devoted to
740 the exhibition of products of agriculture, industry, education,
741 science, religion, or the arts.

742 4. Conventions or trade shows for the sale or exhibit of
743 amusement rides if there are a minimum of 15 amusement rides on
744 display or exhibition, and if any operation of such amusement
745 rides is limited to the registered attendees of the convention
746 or trade show.

747 5. Skating rinks, arcades, laser ~~lazer~~ or paint ball war
748 games, bowling alleys, miniature golf courses, mechanical bulls,
749 inflatable rides, trampolines, ball crawls, exercise equipment,
750 jet skis, paddle boats, airboats, helicopters, airplanes,
751 parasails, hot air or helium balloons whether tethered or
752 untethered, theatres, batting cages, stationary spring-mounted
753 fixtures, rider-propelled merry-go-rounds, games, side shows,
754 live animal rides, or live animal shows.

755 6. Go-karts operated in competitive sporting events if
756 participation is not open to the public.

757 7. Nonmotorized playground equipment that is not required
758 to have a manager.

759 8. Coin-actuated amusement rides designed to be operated
760 by depositing coins, tokens, credit cards, debit cards, bills,
761 or other cash money and which are not required to have a
762 manager, and which have a capacity of six persons or less.

763 9. Facilities described in s. 549.09(1)(a) when such
764 facilities are operating cars, trucks, or motorcycles only.

765 10. Battery-powered cars or other vehicles that are
766 designed to be operated by children 7 years of age or under and
767 that cannot exceed a speed of 4 miles per hour.

768 11. Mechanically driven vehicles that pull train cars,
769 carts, wagons, or other similar vehicles, that are not confined
770 to a metal track or confined to an area but are steered by an
771 operator and do not exceed a speed of 4 miles per hour.

772 12. A water-related amusement ride operated by a business
773 licensed under chapter 509 if the water-related amusement ride
774 is an incidental amenity and the operating business is not
775 primarily engaged in providing amusement, pleasure, thrills, or
776 excitement and does not offer day rates.

777 13. An amusement ride at a private, membership-only
778 facility if the amusement ride is an incidental amenity and the
779 facility is not open to the general public, is not primarily
780 engaged in providing amusement, pleasure, thrills, or

781 excitement, and does not offer day rates.

782 14. A nonprofit permanent facility registered under
783 chapter 496 which is not open to the general public.

784 (15) INSPECTION BY OWNER OR MANAGER.—~~Before~~ ~~Prior~~ ~~to~~
785 opening on each day of operation and before ~~prior~~ ~~to~~ any
786 inspection by the department, the owner or manager of an
787 amusement ride must inspect and test the amusement ride to
788 ensure compliance with all requirements of this section. Each
789 inspection must be recorded on a form prescribed by rule of the
790 department and signed by the person who conducted the
791 inspection. In lieu of the form prescribed by rule of the
792 department, the owner or manager may request approval of an
793 alternate form if the alternate form includes, at a minimum, the
794 information required on the form prescribed by rule of the
795 department. Inspection records of the last 14 daily inspections
796 must be kept on site by the owner or manager and made
797 immediately available to the department upon request.

798 (16) TRAINING OF EMPLOYEES.—The owner or manager of an ~~any~~
799 amusement ride shall maintain a record of employee training for
800 each employee authorized to operate, assemble, disassemble,
801 transport, or conduct maintenance on an amusement ride, ~~on a~~
802 form prescribed by rule of the department. In lieu of the form
803 prescribed by rule of the department, the owner or manager may
804 request approval of an alternate form if the alternate form
805 includes, at a minimum, the information required on the form
806 prescribed by rule of the department. The training record must

807 be kept on site by the owner or manager and made immediately
 808 available to the department upon request. Training may not be
 809 conducted when an amusement ride is open to the public unless
 810 the training is conducted under the supervision of an employee
 811 who is trained in the operation of that ride. The owner or
 812 manager shall certify that each employee is trained, as required
 813 by this section and any rules adopted thereunder, on the
 814 amusement ride for which the employee is responsible.

815 Section 22. Paragraph (h) of subsection (2), paragraph (b)
 816 of subsection (5), subsection (10), and paragraph (a) of
 817 subsection (11) of section 790.06, Florida Statutes, are amended
 818 to read:

819 790.06 License to carry concealed weapon or firearm.—

820 (2) The Department of Agriculture and Consumer Services
 821 shall issue a license if the applicant:

822 (h) Demonstrates competence with a firearm by any one of
 823 the following:

824 1. Completion of any hunter education or hunter safety
 825 course approved by the Fish and Wildlife Conservation Commission
 826 or a similar agency of another state;

827 2. Completion of any National Rifle Association firearms
 828 safety or training course;

829 3. Completion of any firearms safety or training course or
 830 class available to the general public offered by a law
 831 enforcement, junior college, college, or private or public
 832 institution or organization or firearms training school,

833 utilizing instructors certified by the National Rifle
834 Association, Criminal Justice Standards and Training Commission,
835 or the Department of Agriculture and Consumer Services;

836 4. Completion of any law enforcement firearms safety or
837 training course or class offered for security guards,
838 investigators, special deputies, or any division or subdivision
839 of law enforcement or security enforcement;

840 5. Presents evidence of equivalent experience with a
841 firearm through participation in organized shooting competition
842 or military service;

843 6. Is licensed or has been licensed to carry a firearm in
844 this state or a county or municipality of this state, unless
845 such license has been revoked for cause; or

846 7. Completion of any firearms training or safety course or
847 class conducted by a state-certified or National Rifle
848 Association certified firearms instructor;

849

850 A photocopy of a certificate of completion of any of the courses
851 or classes; ~~or~~ an affidavit from the instructor, school, club,
852 organization, or group that conducted or taught such ~~said~~ course
853 or class attesting to the completion of the course or class by
854 the applicant; or a copy of any document that ~~which~~ shows
855 completion of the course or class or evidences participation in
856 firearms competition shall constitute evidence of qualification
857 under this paragraph. A; ~~any~~ person who conducts a course
858 pursuant to subparagraph 2., subparagraph 3., or subparagraph

859 7., or who, as an instructor, attests to the completion of such
860 courses, must maintain records certifying that he or she
861 observed the student safely handle and discharge the firearm in
862 his or her physical presence and that the discharge of the
863 firearm included live fire using a firearm and ammunition as
864 defined in s. 790.001;

865 (5) The applicant shall submit to the Department of
866 Agriculture and Consumer Services or an approved tax collector
867 pursuant to s. 790.0625:

868 (b) A nonrefundable license fee of up to \$60 ~~\$70~~ if he or
869 she has not previously been issued a statewide license or of up
870 to \$50 ~~\$60~~ for renewal of a statewide license. The cost of
871 processing fingerprints as required in paragraph (c) shall be
872 borne by the applicant. However, an individual holding an active
873 certification from the Criminal Justice Standards and Training
874 Commission as a law enforcement officer, correctional officer,
875 or correctional probation officer as defined in s. 943.10(1),
876 (2), (3), (6), (7), (8), or (9) is exempt from the licensing
877 requirements of this section. If such individual wishes to
878 receive a concealed weapon ~~weapons~~ or firearm ~~firearms~~ license,
879 he or she is exempt from the background investigation and all
880 background investigation fees, but must pay the current license
881 fees regularly required to be paid by nonexempt applicants.
882 Further, a law enforcement officer, a correctional officer, or a
883 correctional probation officer as defined in s. 943.10(1), (2),
884 or (3) is exempt from the required fees and background

885 investigation for ~~a period of~~ 1 year after his or her
886 retirement.

887 (10) A license issued under this section shall be
888 suspended or revoked pursuant to chapter 120 if the licensee:

889 (a) Is found to be ineligible under the criteria set forth
890 in subsection (2);

891 (b) Develops or sustains a physical infirmity which
892 prevents the safe handling of a weapon or firearm;

893 (c) Is convicted of a felony which would make the licensee
894 ineligible to possess a firearm pursuant to s. 790.23;

895 (d) Is found guilty of a crime under the provisions of
896 chapter 893, or similar laws of any other state, relating to
897 controlled substances;

898 (e) Is committed as a substance abuser under chapter 397,
899 or is deemed a habitual offender under s. 856.011(3), or similar
900 laws of any other state;

901 (f) Is convicted of a second violation of s. 316.193, or a
902 similar law of another state, within 3 years after ~~of~~ a first
903 ~~previous~~ conviction of such section, or similar law of another
904 state, even though the first violation may have occurred before
905 ~~prior to~~ the date on which the application was submitted;

906 (g) Is adjudicated an incapacitated person under s.
907 744.331, or similar laws of any other state; or

908 (h) Is committed to a mental institution under chapter
909 394, or similar laws of any other state.

910

911 Notwithstanding s. 120.60(5), if personal service cannot be made
 912 or the certified mail notice is returned undelivered for a
 913 notice of the suspension or revocation of a concealed weapon or
 914 firearm license or the suspension of the processing of an
 915 application for such license, the notice may be given by first-
 916 class mail in an envelope, postage prepaid, addressed to the
 917 licensee at his or her last known mailing address furnished to
 918 the department, or by e-mail if the licensee has provided an e-
 919 mail address to the department. Such mailing or sending of e-
 920 mail by the department constitutes notification, and any failure
 921 by the person to receive the mailed or e-mailed notice does not
 922 stay the effective date or term of the suspension or revocation.
 923 The giving of notice by mail is complete upon expiration of 20
 924 days after deposit in the United States mail. Proof of the
 925 giving of notice shall be made by entry in the records of the
 926 department that such notice was given. The entry is admissible
 927 in the courts of this state and constitutes sufficient proof
 928 that such notice was given.

929 (11) (a) At least ~~No less than~~ 90 days before the
 930 expiration date of the license, the Department of Agriculture
 931 and Consumer Services shall mail to each licensee a written
 932 notice of the expiration and a renewal form prescribed by the
 933 Department of Agriculture and Consumer Services. The licensee
 934 must renew his or her license on or before the expiration date
 935 by filing with the Department of Agriculture and Consumer
 936 Services the renewal form containing an ~~a notarized~~ affidavit

937 submitted under oath and under penalty of perjury stating that
938 the licensee remains qualified pursuant to the criteria
939 specified in subsections (2) and (3), a color photograph as
940 specified in paragraph (5)(e), and the required renewal fee.
941 Out-of-state residents must also submit a complete set of
942 fingerprints and fingerprint processing fee. The license shall
943 be renewed upon receipt of the completed renewal form, color
944 photograph, appropriate payment of fees, and, if applicable,
945 fingerprints. Additionally, a licensee who fails to file a
946 renewal application on or before its expiration date must renew
947 his or her license by paying a late fee of \$15. A license may
948 not be renewed 180 days or more after its expiration date, and
949 such a license is deemed to be permanently expired. A person
950 whose license has been permanently expired may reapply for
951 licensure; however, an application for licensure and fees under
952 subsection (5) must be submitted, and a background investigation
953 shall be conducted pursuant to this section. A person who
954 knowingly files false information under this subsection is
955 subject to criminal prosecution under s. 837.06.

956 Section 23. Subsection (8) is added to section 790.0625,
957 Florida Statutes, to read:

958 790.0625 Appointment of tax collectors to accept
959 applications for a concealed weapon or firearm license; fees;
960 penalties.—

961 (8) Upon receipt of a completed renewal application, a new
962 color photograph, and appropriate payment of fees, a tax

963 collector authorized to accept renewal applications for
964 concealed weapon or firearm licenses under this section may,
965 upon approval and confirmation of license issuance by the
966 department, print and deliver a concealed weapon or firearm
967 license to a licensee renewing his or her license at the tax
968 collector's office.

969 Section 24. Section 849.095, Florida Statutes, is created
970 to read:

971 849.095 Ticket distribution programs exempted from
972 chapter.-

973 (1) The Legislature recognizes that:

974 (a) Operators of nationally televised sporting events
975 often experience a public demand for tickets to attend or
976 participate in the event which far exceeds their supply;

977 (b) As a result, the ability for the general public to
978 have the opportunity to purchase tickets at face value is often
979 severely limited;

980 (c) Random drawings are often used by these event
981 operators to award the ability to purchase tickets to those who
982 wish to attend or participate in the sporting event;

983 (d) Courts have held that this mechanism is a reasonable
984 and fair method, as opposed to a first-come, first-served basis,
985 to distribute tickets that are in limited supply and that such
986 mechanism does not constitute the award of a prize; and

987 (e) Requiring entrants to pay an administrative fee to
988 enter such drawing is not a violation of anti-gambling laws.

989 (2) As used in this section, the term:

990 (a) "Department" means the Department of Agriculture and
991 Consumer Services.

992 (b) "Sporting event" means any athletic event for which a
993 television program is shown nationally via any cable, satellite,
994 or broadcast television network and for which a demonstrated
995 public demand for tickets exceeds the supply of such tickets.

996 (c) "Ticket distribution program" means a random drawing
997 by which each entrant pays an administrative fee, not to exceed
998 \$35 per each separate entry, for a nontransferable opportunity
999 to win the right to purchase, at face value, one or more
1000 nontransferable tickets to attend or participate in a sporting
1001 event.

1002 (3) This chapter does not apply to participation in or the
1003 conduct of a ticket distribution program conducted in accordance
1004 with this section; however, an event operator may not conduct
1005 more than one ticket distribution program during any 12-month
1006 period.

1007 (4) A violation of this section, or soliciting another to
1008 commit an act that violates this section, is a deceptive and
1009 unfair trade practice and constitutes a violation of the Florida
1010 Deceptive and Unfair Trade Practices Act actionable by the
1011 department under part II of chapter 501.

1012 Section 25. This act shall take effect July 1, 2015.